

Attorney Docket No.  
COE-566

PATENT APPLICATION  
Serial No. 10/715,430

**AMENDMENTS TO THE CLAIMS**

1. (Currently Amended): A method of ~~implementing~~ creating a barrier to fluid flow  
in ~~at least one direction~~ at least from below concrete-surfaced flooring placed  
5 above an earthen surface, ~~said barrier~~ comprising:  
placing a first layer of concrete;  
applying at least one layer of adhesive material to the top surface of said  
first layer of concrete, said at least one layer of said adhesive material to  
include a topmost layer of said adhesive material;  
10 placing multiple panels, at least one said panel incorporating at least one  
layer of non-porous material, upon said topmost layer of said adhesive  
material, overlapping edges of said panels with edges of any said panels  
placed adjacent thereto,  
wherein said panels completely cover said topmost layer of said adhesive  
15 material;  
sealing all said overlapped edges; and  
emplacing at least one second layer of concrete upon said panels such that  
said panels are confined below said second layer of concrete and above  
said topmost layer of said adhesive material,  
20 wherein the step of placing said panels, the step of sealing said overlapped edges  
of said panels and the step of emplacing said second layer of concrete completes  
~~implementation of~~ said barrier.
2. (Previously Presented): The method of claim 1 in which said panels comprise  
25 non-porous material selected from a group consisting of: a metal, a metal alloy, a  
steel alloy, a stainless steel, a composite material, a composite material containing  
at least some metal, and combinations thereof.
3. (Currently Amended): The method of claim 1 ~~in which said barrier employs~~  
30 non-porous material comprising at least in part a first metal.

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4. (Canceled).
5. (Currently Amended): The method of claim 1 ~~employing~~ said adhesive material comprising at least in part a thin set mortar deposited at a thickness of about 6 mm (1/4 inch).
6. (Previously Presented): The method of claim 1 applying said second layer at a thickness of about at least 2.5 cm (1.0 inch).
7. (Previously Presented): The method of claim 1 sealing said overlapped edges at least in part by applying a continuous bead of at least one sealant along the entire length between each said overlapped edge, wherein said sealant remains flexible upon curing.
8. (Original): The method of claim 7 employing a RTV sealant as said at least one sealant.
9. (Previously Presented): The method of claim 1 providing said panels as at least one plate of a total thickness less than about 6 mm (1/4 inch).
10. (Previously Presented): The method of claim 9 employing said at least one plate comprised of a first perforated plate abutted about its entire surface area to a second solid plate, each said first and second plates being of a total thickness of less than about 3 mm (1/8 inch).
11. (Withdrawn): The method of claim 10 employing said first plate immediately adjacent the bottom side of said topmost section.
12. (Currently Amended): The method of claim 1 providing said panels as at least one foil of a thickness less than about 1 mm (~~4 mils~~ 40 mil).

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13. (Withdrawn-Currently Amended): The method of claim 12 employing said foil  
comprise of a first perforated foil placed abutted about its entire surface area to a  
second solid foil, each said first and second foils being of a total thickness of less  
than about 2 mm (~~8 mils~~ 80 mil).
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14. (Withdrawn): The method of claim 13 employing said first perforated foil  
immediately adjacent the bottom side of said topmost section.
15. (Withdrawn): The method of claim 1 employing at least one expansion joint  
through each said top sections and a corresponding portion of said underlayment,  
each said configuration further comprised of a non-porous expandable strip that is  
placed over said plates at said expansion joint to overlap the entire length of each  
side of said expansion joint below said top section, each overlap of a width less  
than about 5.0 cm (2.0 inches),  
wherein said strip is sealed along each longitudinal edge of said strip between said  
strip and said topmost portion of each said panel abutting said expansion joint  
with a continuous bead of sealant along the entire length of said expansion joint,  
said sealant remaining flexible upon cure.
16. (Withdrawn): A configuration implementing a barrier to fluid passage in at least  
one direction, said barrier embedded between a first section and a second section  
of porous material, comprising:  
at least a topmost layer of adhesive material applied to a first surface of  
said first section;  
at least one panel of non-porous material affixed to said topmost layer of  
adhesive material so as to completely cover said topmost layer of adhesive  
material,  
wherein if more than one said panel is required, all edges of each said panels are  
overlapped with any adjacent said panels and sealed continuously along each said  
overlapped edge; and

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a second section, having a top side and a bottom side positioned closest to said first section and a thickness much less than said sides and said thickness defining the space interposed between said sides, to be emplaced upon said panels so as to completely cover all said panels,  
5 wherein placement of said top section establishes a durable surface and affixes said barrier in place.

17. (Withdrawn): The configuration of claim 16 in which said barrier employs non-porous material selected from the group consisting essentially of: a metal, a metal  
10 alloy, a steel alloy, a stainless steel, a composite material, a composite material containing at least some metal, and combinations thereof.

18. (Withdrawn): The configuration of claim 16 in which said non-porous material comprises at least in part at least one metal.  
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19. (Withdrawn): The configuration of claim 16 in which said porous material comprises at least in part concrete.

20. (Withdrawn): The configuration of claim 19 in which said adhesive material comprises at least in part a thin set mortar at a thickness of about at least 6 mm ( $\frac{1}{4}$   
20 inch).

21. (Withdrawn): The configuration of claim 16 in which said top section comprises at least in part concrete at a thickness of about at least 2.5 cm (1.0 inch).  
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22. (Withdrawn): The configuration of claim 16 in which said sealing is accomplished at least in part by applying a continuous bead of at least one sealant, wherein said sealant remains flexible upon curing.

30 23. (Withdrawn): The configuration of claim 22 in which said at least one sealant is a RTV sealant.

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24. (Withdrawn): The configuration of claim 16 in which said at least one panel comprises at least one plate of a total thickness less than about 6 mm ( $\frac{1}{4}$  inch).
- 5 25. (Withdrawn): The configuration of claim 24 in which said plate comprises a first perforated plate abutted about its entire surface area to a second solid plate, each said first and second plates being of a total thickness of less than about 3 mm ( $\frac{1}{8}$  inch).
- 10 26. (Withdrawn): The configuration of claim 25 in which said plates are joined via means selected from the group consisting of: tack welding, soldering, gluing, heating, applying pressure, and combinations thereof.
- 15 27. (Withdrawn): The configuration of claim 25 in which said first perforated plate is placed immediately adjacent said bottom side of said top section.
- 20 28. (Withdrawn-Currently Amended): The configuration of claim 16 in which said at least one panel comprises at least one foil layer of a thickness less than about 1.0 mm (~~4-mils~~ 40 mil).
- 25 29. (Withdrawn-Currently Amended): The configuration of claim 28 in which said foil comprises a first perforated foil layer abutted about its entire surface to a second solid foil layer, each said first and second foil layer being of a total thickness of between about 0.25 mm (~~1-mils~~ 10 mil) and 0.76 mm (~~3-mils~~ 30 mil).
- 30 30. (Withdrawn): The configuration of claim 29 in which said layers are joined via means selected from the group consisting of: tack welding, soldering, gluing, heating, applying pressure, and combinations thereof.
31. (Withdrawn): The configuration of claim 29 in which said first perforated foil is placed immediately adjacent said bottom side of said top section.

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32. (Withdrawn): The configuration of claim 28 in which said each foil layer is further configured with a pleated edge along at least one edge of each said foil layer,
- 5 wherein said at least one pleated edge facilitates flexion of said foil layer when under load thus serving to resist breach of said foil layer via shear forces.
33. (Withdrawn-Currently Amended): The configuration of claim 28 in which said at least one foil layer comprises a first pleated foil abutted about its entire surface to
- 10 a first surface of a solid foil and a second pleated foil abutted about its entire surface to a second surface of said solid foil, each said first and second pleated and said solid foil being of a total thickness of between about 0.25 mm (~~1-mils~~ 10 mil) and 0.76 mm (~~3-mils~~ 30 mil).
- 15 34. (Withdrawn): The configuration of claim 33 in which said layers are joined via means selected from the group consisting of: tack welding, soldering, gluing, heating, applying pressure, and combinations thereof.
35. (Withdrawn): The configuration of claim 16 in which said first and second
- 20 sections each incorporate at least one expansion joint and said configuration further comprises a non-porous expandable strip overlapping the entire length of said edges of said panels abutting said expansion joint, each overlap of a width less than about 5.0 cm (2.0 inches),
- 25 wherein said strip is sealed along each longitudinal edge of said strip between said strip and said topmost portion of each said panel abutting said expansion joint with a continuous bead of sealant along the entire length of said expansion joint, said sealant remaining flexible upon cure.
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